

**BEFORE THE  
BOARD OF BEHAVIORAL SCIENCES  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA**

In the Matter of the Statement of Issues  
Against:

**ALEXANDER E. ARCHER**

**Associate Clinical Social Worker  
Registration Applicant**

Respondent.

Case No. 2002022001331

OAH No. 2022051013

**DECISION AND ORDER**

The attached Stipulated Settlement and Disciplinary Order is hereby adopted by the Board of Behavioral Sciences, Department of Consumer Affairs, as its Decision in this matter.

This Decision shall become effective on October 13, 2022.

It is so ORDERED September 13, 2022.

  
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FOR THE BOARD OF BEHAVIORAL SCIENCES  
DEPARTMENT OF CONSUMER AFFAIRS



1 ROB BONTA  
Attorney General of California  
2 ARMANDO ZAMBRANO  
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8 **BEFORE THE**  
9 **BOARD OF BEHAVIORAL SCIENCES**  
10 **DEPARTMENT OF CONSUMER AFFAIRS**  
11 **STATE OF CALIFORNIA**

12  
13 In the Matter of the Statement of Issues  
Against:

14 **ALEXANDER E. ARCHER**

15  
16 Associate Clinical Social Worker  
Registration Applicant

17 Respondent.  
18

Case No. 2002022001331

OAH No. 2022051013

19  
20 **STIPULATED SETTLEMENT AND**  
21 **DISCIPLINARY ORDER**

22 IT IS HEREBY STIPULATED AND AGREED by and between the parties to the above-  
23 entitled proceedings that the following matters are true:

24 **PARTIES**

25 1. Steve Sodergren (Complainant) is the Executive Officer of the Board of Behavioral  
26 Sciences (Board), Department of Consumer Affairs. He brought this action solely in his official  
27 capacity and is represented in this matter by Rob Bonta, Attorney General of the State of  
28 California, by Stephanie J. Lee, Deputy Attorney General.

2. Respondent Alexander E. Archer (Respondent) is representing himself in this  
proceeding and has chosen not to exercise his right to be represented by counsel.

1           3.     On or about October 29, 2021, Respondent filed an application dated October 25,  
2     2021, with the Board to obtain an Associate Clinical Social Worker Registration. The Board  
3     denied the application on February 8, 2022.

4                                   **JURISDICTION**

5           4.     Statement of Issues No. 2002022001331 was filed before the Board, and is currently  
6     pending against Respondent. The Statement of Issues and all other statutorily required  
7     documents were properly served on Respondent on May 4, 2022.

8           5.     A copy of Statement of Issues No. 2002022001331 is attached as Exhibit A and  
9     incorporated herein by reference.

10                               **ADVISEMENT AND WAIVERS**

11          6.     Respondent has carefully read, and understands the charges and allegations in  
12     Statement of Issues No. 2002022001331. Respondent has also carefully read, and understands  
13     the effects of this Stipulated Settlement and Disciplinary Order.

14          7.     Respondent is fully aware of his legal rights in this matter, including the right to a  
15     hearing on the charges and allegations in the Statement of Issues; the right to be represented by  
16     counsel at his own expense; the right to confront and cross-examine the witnesses against him;  
17     the right to present evidence and to testify on his own behalf; the right to the issuance of  
18     subpoenas to compel the attendance of witnesses and the production of documents; the right to  
19     reconsideration and court review of an adverse decision; and all other rights accorded by the  
20     California Administrative Procedure Act and other applicable laws.

21          8.     Respondent voluntarily, knowingly, and intelligently waives and gives up each and  
22     every right set forth above.

23                               **CULPABILITY**

24          9.     Respondent admits the truth of each and every charge and allegation in Statement of  
25     Issues No. 2002022001331.

26          10.    Respondent agrees that his application for an Associate Clinical Social Worker  
27     Registration is subject to denial and he agrees to be bound by the Board's probationary terms as  
28     set forth in the Disciplinary Order below.

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1 continue on the same terms and conditions if Respondent is granted a subsequent registration,  
2 becomes licensed, or is granted another registration or license regulated by the Board during the  
3 probationary period.

4 For the purposes of this Order, and consistent with Business and Professions Code section  
5 23.7, all references to the word "license" contained in any term or condition below shall also be  
6 interpreted as meaning "registration."

7 **1. Psychological / Psychiatric Evaluation**

8 Within 90 days of the effective date of this Decision, and on a periodic basis thereafter as  
9 may be required by the Board or its designee, Respondent shall complete a psychological or  
10 psychiatric evaluation by such licensed psychologists or psychiatrists as are appointed by the  
11 Board. The cost of such evaluation shall be borne by Respondent. Failure to pay for the report in  
12 a timely fashion constitutes a violation of probation.

13 Such evaluator shall furnish a written report to the Board or its designee regarding  
14 Respondent's judgment and ability to function independently and safely as a counselor and such  
15 other information as the Board may require. Respondent shall execute a Release of Information  
16 authorizing the evaluator to release all information to the Board. Respondent shall comply with  
17 the recommendations of the evaluator.

18 If a psychological or psychiatric evaluation indicates a need for supervised practice, (within  
19 30 days of notification by the Board), Respondent shall submit to the Board or its designee, for its  
20 prior approval, the name and qualification of one or more proposed supervisors and a plan by  
21 each supervisor by which the Respondent's practice will be supervised.

22 If Respondent is determined to be unable to practice independently and safely, upon  
23 notification, Respondent shall immediately cease practice and shall not resume practice until  
24 notified by the Board or its designee. Respondent shall not engage in any practice for which a  
25 license issued by the Board is required, until the Board or its designee has notified the  
26 Respondent of its determination that Respondent may resume practice.

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1           **2.    Psychotherapy**

2           Respondent shall participate in ongoing psychotherapy with a California licensed mental  
3 health professional who has been approved by the Board. Within 15 days of the effective date of  
4 this Decision, Respondent shall submit to the Board or its designee for its prior approval the name  
5 and qualifications of one or more therapists of Respondent's choice. Such therapist shall possess  
6 a valid California license to practice and shall have had no prior business, professional, or  
7 personal relationship with Respondent, and shall not be Respondent's supervisor. Counseling  
8 shall be at least once a week unless otherwise determined by the Board. Respondent shall  
9 continue in such therapy at the Board's discretion. Cost of such therapy is to be borne by  
10 Respondent.

11           Respondent may, after receiving the Board's written permission, receive therapy via  
12 videoconferencing if Respondent's good faith attempts to secure face-to-face counseling are  
13 unsuccessful due to the unavailability of qualified mental health care professionals in the area.  
14 The Board may require that Respondent provide written documentation of his or her good faith  
15 attempts to secure counseling via videoconferencing.

16           Respondent shall provide the therapist with a copy of the Board's Decision no later than the  
17 first counseling session. Upon approval by the Board, Respondent shall undergo and continue  
18 treatment until the Board or its designee determines that no further psychotherapy is necessary.

19           Respondent shall take all necessary steps to ensure that the treating psychotherapist submits  
20 quarterly written reports to the Board concerning Respondent's fitness to practice, progress in  
21 treatment, and to provide such other information as may be required by the Board. Respondent  
22 shall execute a Release of Information authorizing the therapist to divulge information to the  
23 Board.

24           If the treating psychotherapist finds that Respondent cannot practice safely or  
25 independently, the psychotherapist shall notify the Board within three (3) working days. Upon  
26 notification by the Board, Respondent shall immediately cease practice and shall not resume  
27 practice until notified by the Board or its designee that Respondent may do so. Respondent shall  
28 not thereafter engage in any practice for which a license issued by the Board is required until the

1 Board or its designee has notified Respondent that he may resume practice. Respondent shall  
2 document compliance with this condition in the manner required by the Board.

3 **3. Dependency Support Program**

4 Respondent shall attend a dependency support program approved by the Board no less than  
5 3 times per week. Respondent shall provide proof of attendance at said program with each  
6 quarterly report that Respondent submits during the period of probation. Failure to attend, or to  
7 show proof of such attendance, shall constitute a violation of probation.

8 **4. Education**

9 Respondent shall take and successfully complete the equivalency of two semester units in:  
10 substance use/abuse. All course work shall be taken at the graduate level at an accredited or  
11 approved educational institution that offers a qualifying degree for licensure as a marriage and  
12 family therapist, clinical social worker, educational psychologist, or professional clinical  
13 counselor or through a course approved by the Board. Classroom attendance must be specifically  
14 required. Course content shall be pertinent to the violation and all course work must be completed  
15 within 18 months (or as approved by the Board) from the effective date of this Decision.

16 Within 90 days of the effective date of the Decision Respondent shall submit a plan for  
17 prior Board approval for meeting these educational requirements. All costs of the course work  
18 shall be paid by Respondent. Units obtained for an approved course shall not be used for  
19 continuing education units required for renewal of licensure.

20 **5. Abstain from Controlled Substances / Submit to Drug and Alcohol Testing**

21 Respondent shall completely abstain from the use or possession of controlled or illegal  
22 substances unless lawfully prescribed by a medical practitioner for a bona fide illness.

23 Respondent shall immediately submit to random and directed drug and alcohol testing, at  
24 Respondent's cost, upon request by the Board or its designee. Respondent shall be subject to a  
25 minimum number of random tests per year for the duration of the probationary term, as  
26 prescribed in the Uniform Standards Related to Substance Abuse listed herein. There will be no  
27 confidentiality in test results. Any confirmed positive finding will be immediately reported to  
28 Respondent, Respondent's current employer, and the supervisor, if any, and shall be a violation of

1 probation.

2 If Respondent tests positive for a controlled substance, Respondent's license shall be  
3 automatically suspended. Respondent shall make daily contact as directed by the Board to  
4 determine if he must submit to testing. Respondent shall submit his test on the same day that he  
5 is notified that a test is required. All alternative testing sites due to vacation or travel outside of  
6 California must be approved by the Board prior to the vacation or travel.

7 **6. Abstain from Use of Alcohol / Submit to Alcohol and Drug Testing**

8 Respondent shall completely abstain from the intake of alcohol during the period of  
9 probation.

10 Respondent shall immediately submit to random and directed drug and alcohol testing, at  
11 Respondent's cost, upon request by the Board or its designee. Respondent shall be subject to a  
12 minimum number of random tests per year for the duration of the probationary term, as  
13 prescribed in the Uniform Standards Related to Substance Abuse listed herein. There will be no  
14 confidentiality in test results. Any confirmed positive finding will be immediately reported to  
15 Respondent, Respondent's current employer, and to the supervisor, if any, and shall be a violation  
16 of probation.

17 If Respondent tests positive for alcohol and/or a controlled substance, Respondent's license  
18 shall be automatically suspended. Respondent shall make daily contact as directed by the Board  
19 to determine if he must submit to testing. Respondent shall submit his test on the same day that  
20 he is notified that a test is required. All alternative testing sites due to vacation or travel outside  
21 of California must be approved by the Board prior to the vacation or travel.

22 **7. Obey All Laws**

23 Respondent shall obey all federal, state and local laws, all statutes and regulations  
24 governing the licensee, and remain in full compliance with any court ordered criminal probation,  
25 payments and other orders. A full and detailed account of any and all violations of law shall be  
26 reported by Respondent to the Board or its designee in writing within seventy-two (72) hours of  
27 occurrence. To permit monitoring of compliance with this term, Respondent shall submit  
28 fingerprints through the Department of Justice and Federal Bureau of Investigation within 30 days



1 of the effective date of the Decision, unless previously submitted as part of the licensure  
2 application process. Respondent shall pay the cost associated with the fingerprint process.

3 **8. File Quarterly Reports**

4 Respondent shall submit quarterly reports, to the Board or its designee, as scheduled on the  
5 "Quarterly Report Form" (rev. 07/2016). Respondent shall state under penalty of perjury whether  
6 he has been in compliance with all the conditions of probation. Notwithstanding any provision  
7 for tolling of requirements of probation, during the cessation of practice Respondent shall  
8 continue to submit quarterly reports under penalty of perjury.

9 **9. Comply with Probation Program**

10 Respondent shall comply with the probation program established by the Board and  
11 cooperate with representatives of the Board in its monitoring and investigation of Respondent's  
12 compliance with the program.

13 **10. Interviews with the Board**

14 Respondent shall appear in person for interviews with the Board or its designee upon  
15 request at various intervals and with reasonable notice.

16 **11. Failure to Practice**

17 In the event Respondent stops practicing in California, Respondent shall notify the Board or  
18 its designee in writing within 30 calendar days prior to the dates of non-practice and return to  
19 practice. Non-practice is defined as any period of time exceeding thirty calendar days in which  
20 Respondent is not engaging in any activities defined in Sections 4980.02, 4989.14, 4996.9, or  
21 4999.20 of the Business and Professions Code. Any period of non-practice, as defined in this  
22 condition, will not apply to the reduction of the probationary term and will relieve Respondent of  
23 the responsibility to comply with the probationary terms and conditions with the exception of this  
24 condition and the following terms and conditions of probation: Obey All Laws; File Quarterly  
25 Reports; Comply With Probation Program; Maintain Valid License/Registration; and Cost  
26 Recovery. Respondent's license shall be subject to cancellation if Respondent's periods of non-  
27 practice total two years.

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1           **12. Change of Place of Employment or Place of Residence**

2           Respondent shall notify the Board or its designee in writing within 30 days of any change  
3 of place of employment or place of residence. The written notice shall include the address, the  
4 telephone number and the date of the change.

5           **13. Supervision of Unlicensed Persons**

6           While on probation, Respondent shall not act as a supervisor for any hours of supervised  
7 practice required for any license issued by the Board. Respondent shall terminate any such  
8 supervisorial relationship in existence on the effective date of this Decision.

9           **14. Notification to Clients**

10          Respondent shall notify all clients when any term or condition of probation will affect their  
11 therapy or the confidentiality of their records, including but not limited to supervised practice,  
12 suspension, or client population restriction. Such notification shall be signed by each client prior  
13 to continuing or commencing treatment. Respondent shall submit, upon request by the Board or  
14 its designee, satisfactory evidence of compliance with this term of probation.

15          **15. Notification to Employer**

16          Respondent shall provide each of his current or future employers, when performing services  
17 that fall within the scope of practice of his license, a copy of this Decision and the Statement of  
18 Issues or Accusation before commencing employment. Notification to Respondent's current  
19 employer shall occur no later than the effective date of the Decision or immediately upon  
20 commencing employment. Respondent shall submit, upon request by the Board or its designee,  
21 satisfactory evidence of compliance with this term of probation.

22          Respondent shall provide to the Board the names, physical addresses, and telephone  
23 numbers of all employers, supervisors, and contractors.

24          Respondent shall complete the required consent forms and sign an agreement with the  
25 employer and supervisor, or contractor, and the Board to allow the Board to communicate with  
26 the employer and supervisor or contractor regarding the licensee or registrant's work status,  
27 performance, and monitoring.

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1           **16. Violation of Probation**

2           If Respondent violates the conditions of his probation, the Board, after giving Respondent  
3 notice and the opportunity to be heard, may set aside the stay order and impose the discipline  
4 (revocation/suspension) of Respondent's license provided in the Decision.

5           If during the period of probation, an accusation, petition to revoke probation, or statement  
6 of issues has been filed against Respondent's license or application for licensure, or the Attorney  
7 General's office has been requested to prepare such an accusation, petition to revoke probation, or  
8 statement of issues, the probation period set forth in this Decision shall be automatically extended  
9 and shall not expire until the accusation, petition to revoke probation, or statement of issues has  
10 been acted upon by the Board. Upon successful completion of probation, Respondent's  
11 registration shall be fully restored.

12           **17. Maintain Valid License**

13           Respondent shall, at all times while on probation, maintain a current and active license with  
14 the Board, including any period during which suspension or probation is tolled. Should  
15 Respondent's license, by operation of law or otherwise, expire, upon renewal Respondent's  
16 license shall be subject to any and all terms of this probation not previously satisfied.

17           **18. License Surrender**

18           Following the effective date of this Decision, if Respondent ceases practicing due to  
19 retirement or health reasons, or is otherwise unable to satisfy the terms and conditions of  
20 probation, Respondent may voluntarily request the surrender of his license to the Board. The  
21 Board reserves the right to evaluate Respondent's request and to exercise its discretion whether to  
22 grant the request or to take any other action deemed appropriate and reasonable under the  
23 circumstances. Upon formal acceptance of the surrender, Respondent shall within 30 calendar  
24 days deliver Respondent's license and certificate and if applicable wall certificate to the Board or  
25 its designee and Respondent shall no longer engage in any practice for which a license is  
26 required. Upon formal acceptance of the tendered license, Respondent will no longer be subject  
27 to the terms and conditions of probation.

28           Voluntary surrender of Respondent's license shall be considered to be a disciplinary action

1 and shall become a part of Respondent's license history with the Board. Respondent may not  
2 petition the Board for reinstatement of the surrendered license. Should Respondent at any time  
3 after voluntary surrender ever reapply to the Board for licensure Respondent must meet all  
4 current requirements for licensure including, but not limited to, filing a current application,  
5 meeting all current educational and experience requirements, and taking and passing any and all  
6 examinations required of new applicants.

7 **19. Instruction of Coursework Qualifying for Continuing Education**

8 Respondent shall not be an instructor of any coursework for continuing education credit  
9 required by any license issued by the Board.

10 **20. Notification to Referral Services**

11 Respondent shall immediately send a copy of this Decision to all referral services registered  
12 with the Board in which Respondent is a participant. While on probation, Respondent shall send  
13 a copy of this decision to all referral services registered with the Board that Respondent seeks to  
14 join.

15 **21. Reimbursement of Probation Program**

16 Respondent shall reimburse the Board for the costs it incurs in monitoring the probation to  
17 ensure compliance for the duration of the probation period. Reimbursement costs shall be  
18 \$1,200.00 per year.

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DATED: 7/10/2022

ALEXANDER E. ARCHER  
*Respondent*

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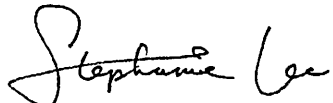
**ENDORSEMENT**

The foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully submitted for consideration by the Board of Behavioral Sciences.

DATED: 7/11/2022

Respectfully submitted,

ROB BONTA  
Attorney General of California  
ARMANDO ZAMBRANO  
Supervising Deputy Attorney General



STEPHANIE J. LEE  
Deputy Attorney General  
*Attorneys for Complainant*

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65255142\_2

**Exhibit A**

**Statement of Issues No. 2002022001331**

1 ROB BONTA  
Attorney General of California  
2 THOMAS L. RINALDI  
Supervising Deputy Attorney General  
3 ARMANDO ZAMBRANO  
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7 *Attorneys for Complainant*

8  
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Case No. 2002022001331

**STATEMENT OF ISSUES**

17  
18 **PARTIES**

19 1. Steve Sodergren (Complainant) brings this Statement of Issues solely in his official  
20 capacity as the Executive Officer of the Board of Behavioral Sciences (Board), Department of  
21 Consumer Affairs.

22 2. On or about October 29, 2021, the Board received an application for an Associate  
23 Clinical Social Worker Registration from Alexander E. Archer (Respondent). On or about  
24 October 25, 2021, Alexander E. Archer certified under penalty of perjury to the truthfulness of all  
25 statements, answers, and representations in the application. The Board denied the application on  
26 February 8, 2022.

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## JURISDICTION

3. This Statement of Issues is brought before the Board under the authority of the following laws. All section references are to the Business and Professions Code (Code) unless otherwise indicated.

## STATUTORY PROVISIONS

4. Section 480 of the Code states, in pertinent part:

(a) Notwithstanding any other provision of this code, a board may deny a license regulated by this code on the grounds that the applicant has been convicted of a crime or has been subject to formal discipline only if either of the following conditions are met:

(1) The applicant has been convicted of a crime within the preceding seven years from the date of application that is substantially related to the qualifications, functions, or duties of the business or profession for which the application is made, regardless of whether the applicant was incarcerated for that crime, or the applicant has been convicted of a crime that is substantially related to the qualifications, functions, or duties of the business or profession for which the application is made and for which the applicant is presently incarcerated or for which the applicant was released from incarceration within the preceding seven years from the date of application. . .

5. Section 4992.3 of the Code states, in pertinent part:

The board may deny a license or a registration, or may suspend or revoke the license or registration of a licensee or registrant if the licensee or registrant has been guilty of unprofessional conduct. Unprofessional conduct includes, but is not limited to, the following:

(a) The conviction of a crime substantially related to the qualifications, functions, or duties of a licensee or registrant under this chapter. The record of conviction shall be conclusive evidence only of the fact that the conviction occurred. The board may inquire into the circumstances surrounding the commission of the crime in order to fix the degree of discipline or to determine if the conviction is substantially related to the qualifications, functions, or duties of a licensee or registrant under this chapter. A conviction has the same meaning as defined in Section 7.5. The board may order any license or registration suspended or revoked, or may decline to issue a license or registration when the time for appeal has elapsed, or the judgment of conviction has been affirmed on appeal, or, when an order granting probation is made suspending the imposition of sentence. All actions pursuant to this subdivision shall be taken pursuant to Division 1.5 (commencing with Section 475).

...

(c) Administering to himself any controlled substance or using any of the dangerous drugs specified in Section 4022 or any alcoholic beverage to the extent, or in a manner, as to be dangerous or injurious to the person applying for a registration or license or holding a registration or license under this chapter, or to any other person, or to the public, or, to the extent that the use impairs the ability of the person

1 applying for or holding a registration or license to conduct with safety to the public  
2 the practice authorized by the registration or license. The board shall deny an  
3 application for a registration or license or revoke the license or registration of any  
4 person who uses or offers to use drugs in the course of performing clinical social  
work. This provision does not apply to any person also licensed as a physician and  
surgeon under Chapter 5 (commencing with Section 2000) or the Osteopathic Act  
who lawfully prescribes drugs to a patient under the person's care.

5 ...

6 (k) The commission of any dishonest, corrupt, or fraudulent act substantially  
7 related to the qualifications, functions, or duties of a licensee or registrant.

8 ...

### 9 REGULATORY PROVISIONS

10 6. California Code of Regulations, title 16, section 1812(a):

11 For purposes of denial, suspension, or revocation of a license pursuant to  
12 Section 141, Division 1.5 (commencing with Section 475), or Section 4982, Section  
4989.54, Section 4992.3, or Section 4999.90 of the Code, a crime, professional  
13 misconduct, or act shall be considered to be substantially related to the qualifications,  
functions or duties of a person holding a license under Chapters 13, 13.5, 14, and 16  
14 of Division 2 of the Code if to a substantial degree it evidences present or potential  
unfitness of a person holding a license to perform the functions authorized by the  
15 license in a manner consistent with the public health, safety or welfare. For purposes  
of this section, "license" shall mean license or registration.

### 16 FIRST CAUSE FOR DENIAL OF APPLICATION

17 (November 17, 2021 Criminal Conviction - DUI on April 4, 2021)

18 7. Respondent's application is subject to denial under Code sections 480(a)(1) and  
19 4992.3(a), in conjunction with California Code of Regulations, title 16, section 1812(a), in that on  
20 or about November 17, 2021, in a criminal proceeding entitled *The People of the State of*  
21 *California v. Alexander Edgar Archer*, in Superior Court of California, County of Riverside, Case  
22 Number RIM2107069, Respondent was convicted of violating Vehicle Code section 23152(b)  
23 (driving under the influence alcohol/0.08 percent or more), a misdemeanor. Respondent also  
24 admitted to a prior misdemeanor DUI conviction. Respondent was sentenced to serve 20 days in  
25 jail, placed on probation for 60 months with terms and conditions, ordered to complete an  
26 impaired driver program, complete the alcohol monitoring program, attend 22 alcoholics  
27 anonymous meetings, and pay fines and fees.

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1 The circumstances surrounding the conviction are that on or about April 4, 2021, a  
2 Riverside Police Department officer was dispatched to a vehicle collision involving Respondent.  
3 Respondent collided into an electrical box on the curbside. Upon speaking to Respondent, the  
4 officer noticed a heavy odor of an alcoholic beverage emitting from his person, watery and blood  
5 shot eyes, and slow and slurred speech. Respondent admitted to drinking an alcoholic beverage  
6 prior to driving. Respondent submitted to a blood sample that revealed a blood alcohol  
7 concentration of 0.231%.

8 **SECOND CAUSE FOR DENIAL OF APPLICATION**

9 **(February 19, 2019 Criminal Conviction - DUI on July 4, 2018)**

10 8. Respondent's application is subject to denial under Code sections 480(a)(1) and  
11 4992.3(a), in conjunction with California Code of Regulations, title 16, section 1812(a), in that on  
12 or about February 19, 2019, in a criminal proceeding entitled *The People of the State of*  
13 *California v. Alexander Edgar Archer*, in Superior Court of California, County of San  
14 Bernardino, Case Number MSB18017829, Respondent was convicted of violating Vehicle Code  
15 section 23152(b) (driving under the influence alcohol/0.08 percent or more), a misdemeanor.  
16 Respondent was sentenced to serve 20 days in jail, placed on probation for three (3) years,  
17 ordered to complete a nine (9) month DUI program, and pay fines and fees.

18 The circumstances surrounding the conviction are that on or about July 4, 2018, a  
19 California Highway Patrol officer was dispatched to a single vehicle traffic collision involving  
20 Respondent. Upon speaking to Respondent, the officer noticed red and watery eyes, a strong  
21 odor of an alcoholic beverage emitting from his breath and person, unable to stand unassisted, and  
22 slurred speech. Respondent submitted to a blood sample that revealed a blood alcohol  
23 concentration of 0.259%.

24 **THIRD CAUSE FOR DENIAL OF APPLICATION**

25 **(Dangerous Use of Alcohol)**

26 9. Respondent's application is subject to denial under Code section 4992.3(c), on the  
27 grounds of unprofessional conduct, in that Respondent used alcoholic beverages to the extent, or  
28

1 in a manner, as to be dangerous or injurious to himself or others, as alleged above in paragraphs 7  
2 and 8.

3 **FOURTH CAUSE FOR DENIAL OF APPLICATION**

4 **(Dishonest Acts)**

5 10. Respondent's application is subject to denial under Code section 4992.3(k), on the  
6 grounds of unprofessional conduct, in that on or about October 25, 2021, Respondent knowingly  
7 make a false statement of fact that is required to be revealed in the application for an Associate  
8 Clinical Social Worker Registration as follows:

9 a. Background Question A states, "Have you been convicted of, pled guilty to, or pled  
10 nolo contendere to any misdemeanor or felony in the United States, its territories, or a foreign  
11 country?" Respondent marked "No," when in fact, he had been convicted of a misdemeanor, as  
12 alleged above in paragraph 8.

13 b. Background Question B states, "Is any criminal action pending against you, or are  
14 you currently awaiting judgment and sentencing following entry of a plea or jury verdict?"  
15 Respondent marked "No," when in fact, he had a pending criminal action, as alleged above in  
16 paragraph 7.

17 **PRAYER**

18 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,  
19 and that following the hearing, the Board of Behavioral Sciences issue a decision:

- 20 1. Denying the application of Alexander E. Archer for an Associate Clinical Social  
21 Worker Registration; and  
22 2. Taking such other and further action as deemed necessary and proper.  
23

24 DATED: April 27, 2022

*Steve Sodergren*  
\_\_\_\_\_  
STEVE SODERGREN  
Executive Officer  
Board of Behavioral Sciences  
Department of Consumer Affairs  
State of California  
Complainant

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